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PATENT
Attorney Docket No.: 11051US03 / 200-85

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Better, Marc D.

Serial No.: 09/811,933

Filed: March 19, 2001

For: METHODS AND CELLS FOR
EXPRESSION OF RECOMBINANT
PROTEIN PRODUCTS UNDER THE
TRANSCRIPTIONAL CONTROL OF
AN INDUCIBLE PROMOTER

Examiner: Not yet assigned

Group Art Unit: 1653

CERTIFICATE OF MAILING

I hereby certify that this
correspondence is being deposited with
the United States Postal Service as first
class mail, postage prepaid, under 37
C.F.R. §1.8, in an envelope addressed
to: Commissioner for Patents,
Washington, D.C. 20231 on September
10, 2001.

Janet M. McNicholas
Janet M. McNicholas, Ph.D.
Registration No. 32,918

TRANSMITTAL LETTER
RESPONSE TO NOTICE OF MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231
Attention: BOX MISSING PARTS

Dear Sir:

Transmitted herewith for appropriate action are the following:

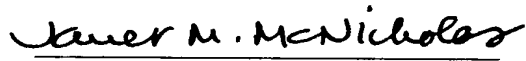
1. A Response to the Notice of Missing Parts;
2. A copy of the Notice To File Missing Parts, dated June 13, 2001;
4. An executed Declaration and Power of Attorney;
5. Petition for a one-month extension of time;

6. Check in the amount of \$120.00 in payment of the one-month extension fee and surcharge for response to the Notice of Missing Parts for a small entity
7. One return postcard.

The Commissioner is hereby authorized to charge any fees which may be required to Deposit Account No. 13-0017 in the name of McAndrews, Held & Malloy, Ltd.

Respectfully submitted,

DATED: September 10, 2001


Janet M. McNicholas, Ph.D.
Reg. No. 32,918

McAndrews, Held & Malloy, Ltd.
500 West Madison Street, 34th Floor
Chicago, Illinois 60661
Telephone: (312) 775-8000
Facsimile: (312) 775-8100



#3

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September 10, 2001

Janet M. McNicholas

Janet M. McNicholas, Ph.D.
Registration No. 32,918

RESPONSE TO NOTIFICATION OF MISSING PARTS

Commissioner of Patents
Washington, D.C. 20231
Attention: BOX MISSING PARTS

Sir:

This is in response to the Notification of Missing Requirements ("Notification") dated
June 13, 2001 in the above-identified application. This response is timely filed, as a petition for
a one-month extension of time with the requisite fee is filed herewith.

In the Notification, the oath or declaration was identified as missing. Enclosed for
filing herewith are original Declarations for Patent Application and Power of Attorney
executed by the inventor.

The Notification also indicates that the surcharge related to the Notice of Missing Parts under 37 CFR §1.492(e) of \$65.00 for a small entity is due. A check for \$65.00 is enclosed.

The Commissioner is hereby authorized to charge Account No. 13-0017 (McAndrews, Held & Malloy) for any fee deficiency, or credit any overpayment.

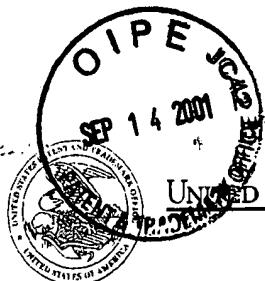
Respectfully submitted

DATED: September 10, 2001



Janet M. McNicholas, Ph.D.
Registration No. 32,918

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Chicago, Illinois 60661
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/811,933	03/19/2001	Marc D. Better	11051US03 / 200-85

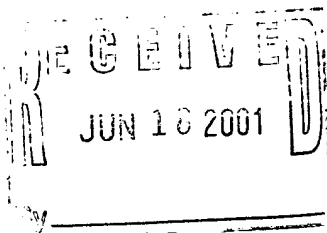
CONFIRMATION NO. 9646

FORMALITIES LETTER



OC000000006178661

Janet M. McNicholas, Ph.D.
McAndrews, Held & Malloy, Ltd.
34th Floor
500 West Madison Street
Chicago, IL 60661



Date Mailed: 06/13/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

A.J.
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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